IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF TEXAS MARSHALL DIVISION

WILLIAM ROY WELCH, INDIVIDUALLY \$
AND JERRY SOWELL AND JARROD \$
SOWELL, INDIVIDUALLY AND AS NEXT \$
FRIEND OF J.S., A MINOR,
Plaintiffs \$ CIVIL ACTION NO. 2-09-CV 018

V. \$
DOREL JUVENILE GROUP, INC.;
JANELLE SOWELL
Defendants \$

MOTION TO DISMISS

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW, Plaintiff, **WILLIAM ROY WELCH**, and moves the Court to dismiss the above entitled and numbered cause of action and would show the Court the following:

I.

All matters of fact and things in controversy have been fully and finally compromised and settled by and between the Plaintiff, WILLIAM ROY WELCH, and Defendant, JANELLE SOWELL, her estate, executors and legal representatives. The Plaintiff no longer desires to prosecute this cause of action as alleged in Plaintiff's Original Complaint or any subsequent amendment or supplement thereto on file herein.

WHEREFORE, PREMISES CONSIDERED, Plaintiff, WILLIAM ROY WELCH, requests that the Court enter its Order dismissing said cause, with prejudice, to the right of Plaintiff to re-file same or any part thereof against Defendant, JANELLE SOWELL, her estate, executors and legal representatives.

Respectfully submitted,

By: Carolyn Andrews

Carolyn Andrews State Bar No. 01240040 ANDREWS & ANDREWS

311 E. Main Nacogdoches, TX 75961 (936) 564-5000 (936) 559-5000 - facsimile

ATTORNEY FOR PLAINTIFF

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing Plaintiff's Motion for Dismissal was furnished to all counsel of record on this the day of August 7, 2013.

Carolyn Andrews